



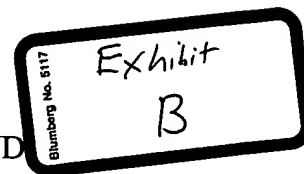
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TECHNOLOGY CENTER R3700

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Amidzich  
Serial Number : 09/993,103  
Filed : November 6, 2001  
For : LIQUID FLOW PRESSURE REDUCER AND  
Examiner :  
Group Art Unit : 3753



BOX DAC  
Office of Petitions  
Assistant Commissioner for Patents  
Washington, D.C. 20231

CERTIFICATION UNDER 37 CFR 1.8 OF MAILING

Date of Deposit: 3-28-03

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first-class mail in an envelope addressed to the: Assistant Commissioner for Patents, Box Fee, Washington, D.C. 20231.

By: [Signature]

Name:

JOINT PETITION UNDER 37 CFR §1.182

The above-captioned patent application is co-owned by Perlick Corporation (Perlick) and Vent-Matic Co., Inc (Vent-Matic). This co-ownership was established by way of an assignment executed by the inventor on November 6, 2001. The assignment was recorded in the United States Patent and Trademark Office (USPTO) at reel 012330, frame 0477 on November 6, 2001. Copies of the assignment and the notice of recordation of assignment document are enclosed as Appendix A. The attorney of record is Timothy Newholm of the law firm of Boyle Fredrickson Newholm Stein & Gratz (hereafter, "Boyle Fredrickson Newholm"). Mr. Newholm is also one of the joint petitioners.

According to MPEP § 402.10, "papers revoking a power of attorney in an application (or giving a power of attorney) will not be accepted by the Office when signed by less than all

of the ... owners of the application unless they are accompanied by a petition and fee under 37 CFR §1.182 giving good and sufficient reasons as to why such papers should be accepted.” Co-owners of patents have been allowed to have separate counsel when the co-owners harbored “hostilities” towards one another. *In re Goldstein*, 16 USPQ2d. 1963 (rejecting petition by one co-owner to have its attorney continue as the sole representative of record). Specifically, “[h]aving less than the entire interest, neither Company X nor Company Y alone may control the case prosecution. The revocation by Company Y of petitioner’s power of attorney, therefore, mandates that petitioner may not continue as the sole representative of the ownership interests in this case.” *Id.*

Enclosed as Appendix B are papers revoking the power of attorney granted by Perlick to Boyle Fredrickson Newholm and granting a power of attorney to the undersigned attorney within the law firm of Godfrey & Kahn. Acceptance of these papers will result in two law firms representing the two different owners of the application.

This petition, together with the accompanying papers, is necessary due to a potential conflict that has arisen between the co-owners of the application. Disputes have arisen relating to the subject matter of the patent application referenced above. As a result, and because Boyle Fredrickson Newholm also represents Vent-Matic in connection with other patent applications, Perlick feels that its interests and rights in the subject patent application are not best served by having Vent-Matic’s patent counsel continue to prosecute this application by himself. Because its interests are adverse to Perlick’s in at least some respects, Vent-Matic also feels that its interest would not be served if the application were to be prosecuted solely by Perlick’s counsel. To ensure that this patent application is prosecuted in

accordance with both Perlick's and Vent-Matic's best interests, Perlick and Vent-Matic hereby jointly respectfully request that each party be allowed to have different, independent patent counsel.

Also according to MPEP § 402.10, "[w]hen the acceptance of such papers results in more than one attorney or agent prosecuting the application, the correspondence address will continue to be that of the attorney or agent first named in the application, unless all parties agree." The parties have agreed to permit all correspondence to be forwarded to the law firm of Godfrey & Kahn. Perlick and Vent-Matic have conditioned that agreement and the agreement to file this Petition jointly on the following:

- 1) Both parties acknowledge that the filing of this joint petition does not constitute a waiver of any rights either party may have in the subject application or any claims it may have against the other party as a result of breach of the working agreement or any other action of the other party;
- 2) Godfrey & Khan shall forward all communications to or from the USPTO to Boyle Fredrickson Newholm within one week of their posting to or receipt from the USPTO; and
- 3) Neither party shall take any action with respect to the subject patent application, or allow any deadline to pass, without the express written permission of the other party.

Enclosed herewith as Appendix C are two change of correspondence address forms. One has been signed by a representative of Perlick and the other has been signed by a

representative of Vent-Matic. Both forms change the correspondence address to the law firm of Godfrey & Kahn.

Applicant requests that the Office telephone the undersigned at their respective telephone numbers appearing below in the event a telephone discussion would be helpful in advancing the granting of this petition in the present application.

Respectfully submitted,

GODFREY & KAHN, S.C.

Dated: *March 27, 2003*

By: *Nicholas A. Kees*  
Nicholas A. Kees  
Registration No. 29,552

GODFREY & KAHN, S.C.  
780 North Water Street  
Milwaukee, WI 53202-3590  
Phone: (414) 273-3500  
Facsimile: (414) 273-5198

BOYLE FREDRICKSON NEWHOLM  
STEIN & GRATZ S.C.

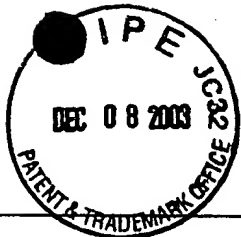
Dated: *March 28, 2002*

By: *Timothy E. Newholm*  
Timothy E. Newholm  
Registration No. 34,400

BOYLE FREDRICKSON NEWHOLM  
STEIN & GRATZ S.C.  
250 East Wisconsin Avenue, Suite 1030  
Milwaukee, WI 53202  
Phone: (414) 225-9755  
Facsimile: (414) 225-9753



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JANUARY 24, 2002

PTAS

BOYLE FREDRICKSON NEWHOLM ET AL.  
TIMOTHY E. NEWHOLM  
250 EAST WISCONSIN AVENUE  
SUITE 1030  
MILWAUKEE, WI 53202

Chief Financial Officer and Chief Administrative Officer  
Washington, DC 20231  
www.uspto.gov



\*101908034A\*

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NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 11/06/2001

REEL/FRAME: 012330/0477  
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

AMIDZICH, BRADFORD G.

DOC DATE: 11/06/2001

ASSIGNEE:

PERLICK CORPORATION  
P.O. BOX 24509  
MILWAUKEE, WISCONSIN 53224-9519

ASSIGNEE:

VENT-MATIC CO., INC.  
757 NORTH BROADWAY  
SUITE 700  
MILWAUKEE, WISCONSIN 53202

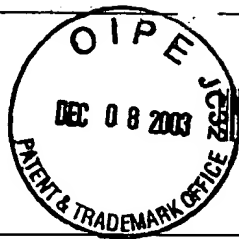
SERIAL NUMBER: 09993103  
PATENT NUMBER:

FILING DATE: 11/06/2001  
ISSUE DATE:

012330/0477 PAGE 2

JOANN STEWART, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

Form PTO-1619A  
Expires 06/30/99  
OMB 0651-0027



12-05-2001



101908034

3R SHEET

U.S. Department of  
Patent and Trademark Office  
PATENT

141.007

TO: The Commissioner of Patents and Trademarks: Please record the attached original document(s) or copy(ies).

Submission Type

(X) New

( ) Resubmission (Non-Recordation)  
Document ID#

( ) Correction of PTO Error  
Reel # Frame #

( ) Corrective Document  
Reel # Frame #

Conveyance Type

(X) Assignment ( ) Security Agreement

( ) License ( ) Change of Name

( ) Merger ( ) Other

U.S. Government  
(For Use ONLY by U.S. Government Agencies)

( ) Departmental File ( ) Secret File



Conveying Party(ies)

( ) Mark if additional names of conveying parties attached

Name (line 1) Bradford G.

Name (line 2) AMIDZICH

Name (line 1)

Name (line 2)

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TECHNOLOGY CENTER R3700

Execution Date  
Month Day Year

November 6, 2001

Execution Date  
Month Day Year

Receiving Party

Name (line 1) Perlick Corporation

Address (line 1) P.O. Box 24509

Address (line 2)

( ) If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative is attached. (Designation must be a separate document from Assignment.)

Milwaukee,  
city

Wisconsin  
State/Country

53224-9519  
Zip Code

Receiving Party (continued)

Name (line 1) Vent-Matic Co., Inc.

Address (line 1) 757 North Broadway

Address (line 2) Suite 700

( ) If document to be recorded is an assignment and the receiving party is not domiciled in the United States, an appointment of a domestic representative is attached. (Designation must be a separate document from Assignment.)

Milwaukee,  
city

Wisconsin  
State/Country

53202  
Zip Code

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Public burden reporting for this collection of information is estimated to average approximately 30 minutes per Cover Sheet to be recorded, including time for reviewing the document and gathering the data needed to complete the Cover Sheet. Send comments regarding this burden estimate to the U.S. Patent and Trademark Office, Chief Information Officer, Washington, D.C. 20231 and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Paperwork Reduction Project (0651-0027), Washington, D.C. 20503. See OMB Information Collection Budget Package 0651-0027, Patent and Trademark Assignment Practice. DO NOT SEND REQUESTS TO RECORD ASSIGNMENT DOCUMENTS TO THIS ADDRESS.

Mail documents to be recorded with required cover sheet(s) information to:  
Commissioner of Patents and Trademarks, Box Assignments, Washington, D.C. 20231

12/04/2001 6TOM11 00000073 501170 09993103

01 FC:581 40.00 CH

Correspondent Name and Address

Area Code and Telephone Number 414.225.9755

Name Timothy E. Newhoom

Address (line 1) Boyle Fredrickson Newholm Stein &amp; Gratz S.C.

Address (line 2) 250 East Wisconsin Avenue, Suite 1030

Address (line 3) Milwaukee, WI 53202

Address (line 4)

Pages

Enter the total number of pages of the attached conveyance document including any attachments.

# 1

Application Number(s) or Patent Number(s)

( ) Mark if additional numbers attached

*Enter either the Patent Application Number or the Patent Number (DO NOT ENTER BOTH numbers for the same property).*

Patent Application Number(s)

Patent Number(s)

If this document is being filed together with a new Patent Application, enter the date the patent application was signed by the first named executing inventor.

Month Day Year

**November 6, 2001**

Patent Cooperation Treat (PCT)

Enter PCT application number  
only if a U.S. Application Number  
has not been assigned.

PCT

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Number of Properties

Enter the total number of properties involved.

# 1

Fee Amount

Fee Amount for Properties Listed (37 CFR 3.41):

\$ 40.00

Method of Payment:

Enclosed ( X )

Deposit Account ( )

Deposit Account

(Enter for payment by deposit account or if additional fees can be charged to the account.)

Deposit Account Number:

# 50-1170

Authorization to charge additional fees: Yes ( X )

No ( )

Statement and Signature

*To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document. Charges to deposit account are authorized, as indicated herein.*Timothy E. Newholm

Name of Person Signing

Signature

November 6, 2001

Date



## ASSIGNMENT

WHEREAS, I, Bradford G. Amidzich, have made a certain new and useful invention for which I am about to make application for Letters Patent of the United States, which application may be identified in the United States Patent Office as Serial No. \_\_\_\_\_, filed \_\_\_\_\_ and entitled:

***Liquid Flow Pressure Reducer and Method***

(Executed: 11-6-2001)

WHEREAS, Perlick Corporation, a corporation organized and existing under and by virtue of the laws of the State of Wisconsin and having its principal place of business in Milwaukee, Wisconsin, is desirous of acquiring an interest in and to said invention, said application and the Letters Patent to be obtained therefore; and

WHEREAS, Vent-Matic Co., Inc., a corporation organized and existing under and by virtue of the laws of the State of Wisconsin and having its principal place of business in Milwaukee, Wisconsin, is desirous of acquiring an interest in and to said invention, said application and the Letters Patent to be obtained therefore;

NOW, THEREFORE, for and in consideration of One Dollar and other good and valuable consideration to me in hand paid, the receipt and sufficiency whereof are hereby acknowledged, I have sold, assigned, and set over and by these presents do hereby sell, assign, and set over unto the said Perlick Corporation and Vent-Matic Co., Inc., and said assignees' legal representative, successors and assigns, the equal one-half right, title and interest in and to any and all applications including the aforesaid application, for Letters Patent heretofore and hereafter filed in the United States or any other country and which may be based in whole or in part on said inventions and discoveries, and in and to any and all Letters Patent heretofore or hereafter granted by the United States or any other country and which may be based in whole or in part on said inventions and discoveries, said assignment including the right to file and prosecute any and all such applications and also including the right to sue and recover for any and all such applications and also including the right to sue and recover for any and all infringements of said patents; and request the Commissioner of Patents to issue said Letters Patent to the above-mentioned assignees agreeably with the terms of this assignment.

WE HEREBY AUTHORIZE the law firm of Boyle, Fredrickson, Newholm, Stein & Gratz, S.C. the power to insert in this instrument any further identification which may be necessary or desirable in order to comply with the rules of the United States Patent Office for recordation of this document.

UPON SAID CONSIDERATION, I do hereby covenant for myself and my heirs, legal representatives and assigns that neither I nor any of our said heirs, legal representatives or assigns have or will execute any instrument or perform any act in conflict herewith and that I or my said heirs, legal representatives and assigns will at all times do such acts and execute such papers, without expense to ourselves, as may be necessary or desirable in order to fully protect said inventions and discoveries for the benefit of said assignees, their successors or assigns, and to otherwise carry into full force and effect the text and interest of this assignment.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal.

Date:

(SEAL)

STATE OF WISCONSIN

Bradford G. Amidzich

)  
Milwaukee COUNTY ) ss.

*Bradford G. Amidzich*

On this 6<sup>th</sup> day of November, 2001, before me, a notary public in and for said county, appeared Bradford G. Amidzich who is personally known to me to be the same person whose name is subscribed to the foregoing instrument, and he acknowledged that he signed, sealed and delivered the said instrument as his free and voluntary act for the uses and purposes therein set forth.

*[Signature]*  
Notary Public, State of Wisconsin  
My Commission: is personal

(SEAL)

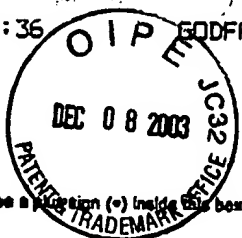
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GODFREY &amp; KAHN SC

Dec 18 13:41

414 273 5198

P.02



Please type a question (?) inside this box →

PTO/SB/02 (10-00)

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U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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# **REVOCATION OF POWER OF ATTORNEY OR AUTHORIZATION OF AGENT**

|                        |                      |
|------------------------|----------------------|
| Application Number     | 09/993.103           |
| Filing Date            | November 6, 2001     |
| First Named Inventor   | Bradford G. Amidzich |
| Group Art Unit         | 3753                 |
| Framinar Name          | Not yet assigned     |
| Attorney Docket Number | 031200-0080          |

I hereby revoke all previous powers of attorney or authorizations of agent given in the above-identified application:

☒ A Power of Attorney or Authorization of Agent is submitted herewith.

OR

☐ Please change the correspondence address for the above-identified application to:

☐ Customer Number

OR

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Number Bar Code  
Label here

☐ Firm or  
Individual Name

Address

Address

City

Country

Telephone

State

ZIP

Fax

I am the:

☐

Applicant/Inventor

☒

Assignee of record or the entire interest. See 37 CFR 3.71.

Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

**SIGNATURE of Applicant or Assignee of Record**

Name

STEVEN J. BERGUM  
of Perlick Corporation

Signature

*[Signature]*

Date

12/18/02

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of 1 forms are submitted.

Bureau Hour Statement: This form is estimated to take 3 minutes to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. RETURN: Assistant Commissioner for Patents, Washington, DC 20231.

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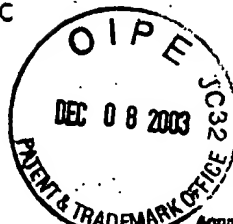
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# POWER OF ATTORNEY OR AUTHORIZATION OF AGENT

|                        |   |
|------------------------|---|
| Application Number     | 09/993,103                              |
| Filing Date            | November 8, 2001                        |
| First Named Inventor   | Bradford G. Amidtich                    |
| Title                  | Liquid Flow Pressure Reducer and Method |
| Group Art Unit         | 3753                                    |
| Examiner Name          |   |
| Attorney Docket Number | 031200-0080                             |

I hereby appoint:

☒ Practitioners at Customer Number

20572

☐ Practitioner(s) named below:

| Name | Registration Number |
|------|---------------------|
|      |                     |
|      |                     |
|      |                     |
|      |                     |

as my/our attorney(s) or agent(s) in prosecute the application identified above and to transact all business in the United States Patent and Trademark Office connected therewith.

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OR

☐ Practitioners at Customer Number

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☐ Firm or  
Individual Name

Address

Address

City

State

Zip

Country

Telephone

Fax

I am the:

☐ Applicant/Inventor.

☐ Assignee of record of the entire interest. See 37 CFR 3.71.

Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/98).

SIGNATURE of Applicant or Assignee of Record.

Name

STEVEN J. BERGMAN of Perlick Corporation

Signature

[Signature]

Date

12/18/02

NOTE: Signatures of all the inventor(s) or assignee(s) of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

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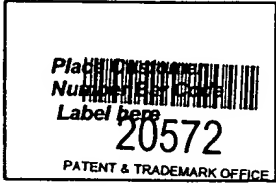
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|  | Filing Date            | November 6, 2001     |
|  | First Named Inventor   | Bradford G. Amidzich |
|  | Art Unit               | 3753                 |
|  | Examiner Name          | Not yet assigned     |
|  | Attorney Docket Number | 031200-0080          |

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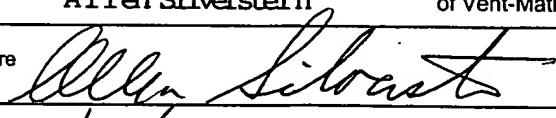
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|  |  |       |  |     |  |
|--|--|-------|--|-----|--|
| <input type="checkbox"/> Firm or Individual Name |  |       |  |     |  |
| Address  |  |       |  |     |  |
| Address  |  |       |  |     |  |
| City   |  | State |  | ZIP |  |
| Country  |  |       |  |     |  |
| Telephone  |  | Fax   |  |     |  |

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I am the :

- ☐ Applicant/Inventor.
- ☒ Assignee of record of the entire interest.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).
- ☐ Attorney or Agent of record.
- ☐ Registered practitioner named in the application transmittal letter in an application without an executed oath or declaration. See 37 CFR 1.33(a)(1). Registration Number \_\_\_\_\_

|   |   |                                      |
|---|---|--------------------------------------|
| Typed or Printed Name   | Allen Silverstein   | President<br>of Vent-Matic Co., Inc. |
| Signature   |  |                                      |
| Date  | 3/28/03   |                                      |
| NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below. |   |                                      |

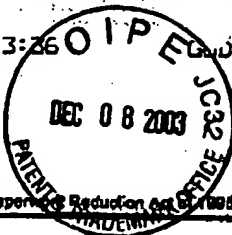
☒ \*Total of 2 forms are submitted.

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Dec 18 3:41

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414 273 5198 P.04



PTO/SB/122 (10-01)

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## CHANGE OF CORRESPONDENCE ADDRESS Application

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|                        |                      |
|------------------------|----------------------|
| Application Number     | 09/993,103           |
| Filing Date            | November 6, 2001     |
| First Named Inventor   | Bradford G. Amidzich |
| Art Unit               | 3753                 |
| Examiner Name          | Not yet assigned     |
| Attorney Docket Number | 031200-0080          |

Please change the Correspondence Address for the above identified application to:

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I am the :

- ☐ Applicant/Inventor.
- ☒ Assignee of record of the entire interest.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).
- ☐ Attorney or Agent of record.
- ☐ Registered practitioner named in the application transmittal letter in an application without an executed oath or declaration. See 37 CFR 1.33(a)(1). Registration Number \_\_\_\_\_

Typed or Printed  
Name

STEVEN J. BERGUM of Perlick Corporation

Signature

Date

12/18/02

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of 2 forms are submitted.

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